

MINUTES

The Tennessee State Board of Barber Examiners held a meeting on August 20, 2007 at 9:00 a.m. CDT, in Nashville, Tennessee.

The following members were present JaSanto Williams, Vice-President, Joe Jones and Cecil Groce. J. B. Loring, President and Vernon Winfrey were not present.

Others present were: Beverly Waller, Executive Director, Kathryn Wiseman, Staff Attorney and Debbie Gean, Administrative Assistant.

Vice-President JaSanto Williams asked all to join Mr. Cecil Groce in prayer.

Vice-President JaSanto Williams asked all to stand for the pledge of allegiance.

Vice-President JaSanto Williams asked for a roll call.

MINUTES

MOTION was made by Mr. Cecil Groce and seconded by Mr. Joe Jones to approve the minutes from the June 18, 2007. Motion carried unanimously.

APPEAR BEFORE THE BOARD

Shonelle Griffith – PSI – Site Supervisor - Barber Examination – Present - Ms. Griffith was requested by the Board to appear. Debbie Dalton a former rater for PSI for the barber examination appeared before the board at the last meeting, and expressed concern and made accusations against PSI for sanitation issues at the examination sites and several other claims. The Board requested Ms. Dalton submit the information to Ms. Waller in writing. Ms. Waller never did receive this information. Ms. Griffith is here today to address the board and clear up any concerns the board might have about the barber examination and test sites.

Mr. Cecil Groce asked if the proctor checks the student's kits. Ms. Griffith stated that the proctor is not licensed by the state and doesn't have clear knowledge of what should be in the kits. Ms. Pamela Swadder a rater at the Nashville exam site stated that she makes the student take everything out of their kits.

The candidate information brochure informs the student of what they will need to bring to the test site. The schools need to prepare their students to follow the procedures in order. The students are not following procedures.

Ms. Dalton had stated that a barber student had taken his exam several times and failed. Ms. Dalton informed him he should file a complaint against PSI and the board office for failing him and rescheduling him to retake the exam. The testing company and board office are not to blame for this student failing the exam. The student should return to the school that clocked his hours.

There are concerns about Ms. Debbie Dalton receiving her Cosmetology Instructor license in such a short period of time.

The guidelines that the testing company is using were approved by the board. If any changes are needed they will be discussed at the exam review meeting.

Mr. Cecil Groce stated that the raters are invited to the board meetings.

Shronda Taylor –Nashville, TN – Not present.

Notification was received in the board office of the closing of EZP's College of Barbering located in Chattanooga, TN. The Board office is still waiting to receive the school license and completion and withdrawal forms for students.

MOTION was made by Mr. Cecil Groce and seconded by Mr. Joe Williams to have legal notify the school in writing to send in the completion and withdrawal forms within 30 days. Motion carried unanimously.

An application for reciprocity of master barber license from Kichal Deon Jennings was received in the office. Certification from the North Carolina Barber Board states type of license as apprentice. Ms. Waller spoke with the North Carolina Board and they advised after student's complete hours (1,528) they may work under a licensed barber for one year. After one year they must take a test, which consist of shaving and a hair cut to get regular license. His original date for apprentice license was July 9, 2007.

MOTION was made by Mr. Cecil Groce and seconded by Mr. Joe Jones to request Mr. Jennings take the barber examination and pass to become licensed in the State of Tennessee. Motion carried unanimously.

An application for reciprocity of master barber license from Amanda Gail Watkins from Alabama was received in the office. Ms. Watkins earned a barbering degree from Lurlee B. Wallace Community College in 1989 with 146 credit hours. She has a county barber license from Madison County which is Huntsville, Alabama.

MOTION was made by Mr. Cecil Groce and seconded by Mr. Joe Jones to request Ms. Watkins to return to school for an additional 750 hours in the State of Tennessee, then take the examination and pass to become licensed in the State of Tennessee. Motion carried unanimously.

A request for an extension from Lee Stafford for the 2007 Barber Instructor Seminar was received in the office. Mr. Stafford is currently incarcerated at the North West Correction facility in Lake County. He anticipates he will be able to attend in 2008.

MOTION was made by Mr. Joe Jones and seconded by Mr. Cecil Groce to grant Mr. Stafford an extension from the 2007 instructor seminar and request he attends in 2008 and 2009. Motion carried unanimously.

A request was received from Bethany Jackson who completed 1,355 hours at Calhoun Community College in Alabama in February 2006. She has owned and operated a barbershop in Elkmont, Alabama from March 2006 to June 2007. She has a bachelor's degree in business management from Athens State University. She is aware that county board rulings in Alabama are not taken as seriously as other state boards. She is requesting to know what options she would have with the State of Tennessee to obtain a license.

MOTION was made by Mr. Cecil Groce and seconded by Mr. Joe Jones to have Ms. Jackson return to school for an additional 750 hours, take the examination and pass to become licensed in the State of Tennessee. Motion carried unanimously.

Mr. Wayne Fletcher and his daughter, Melissa Fletcher who own and operate Mister Wayne's School of Unisex Hair Design attended the TSU continuing education seminar on Sunday, August 12th but due to circumstances beyond his control they were not able to attend on Monday, August 13th. They are requesting an extension. Mr. Fletcher did discuss this with Ms. Waller at the seminar and she advised he could complete the additional eight hours in 2008.

MOTION was made by Mr. Cecil Groce and seconded by Mr. Joe Jones to grant the extension for Wayne Fletcher and Melissa Fletcher and have them attend eight hours in 2008. Motion carried unanimously.

Leola Branch Carson master barber license expired July 31, 2004. Ms. Carson would like the board to waive the requirement that she take the master barber reinstatement examination since her license are expired for three years.

MOTION was made by Mr. Cecil Groce and seconded by Mr. Joe Jones to request Ms. Carson take the reinstatement examination and pass to become licensed in the State of Tennessee. Motion carried unanimously.

Eliseo G. Herrera master barber license expired July 31, 2002, would like the board to waive the requirement that she take the master barber reinstatement examination.

MOTION was made by Mr. JaSanto Williams and seconded by Mr. Cecil Groce to request Ms. Herrera take the reinstatement examination and pass to become licensed in the State of Tennessee. Motion carried unanimously.

A copy of a letter that has circulated in the Memphis area advising people that barber contribute to the problem of ring worms because of unsterilized equipment was presented to the board members. The letter states that barbers are in high demand and they are neglecting to wash the customers head because of the number of patrons waiting for service.

A request for an extension from the 2007 barber instructor seminar from Patrick Chatman was received in the office. Mr. Chatman faxed a copy of his physician statement and also showing where he had paid for the seminar at TSU. Ms. Waller contacted TSU and they verified that Mr. Chatman had pre-registered but did not sign in or pick up his name tags.

MOTION was made by Mr. Cecil Groce and seconded by Mr. JaSanto Williams to have Mr. Chatman present more proof to be excused from the seminar. Motion carried unanimously.

Documentation was received in the office from Yaser Mohammed Abdelrahman asking for consideration for approval to take the examination for licensing as a master barber. Certificate states he took the course of hair dressing and grooming for men for 130 hours. He stated to me the barber salon and school were side by side and you worked in the salon while attending school.

MOTION was made by Mr. Cecil Groce and seconded by Mr. Joe Jones to have Mr. Abdelrahman attend school for 1,500 hours and take the exam and pass to be licensed in the State of Tennessee. Motion carried unanimously.

Ms. Waller informed the board members it is time for legislative recommendation for 2008. Any changes in the law they would like to propose for the barber board needs to be discussed. The Commissioner's office prioritizes the proposal and presents according to the Governor's office.

MOTION was made by Mr. JaSanto Williams and seconded by Mr. Joe Williams to have Mr. Cecil Groce represent the Barber Board for any changes or additions that might be made. Motion carried unanimously.

Examination review is scheduled for September 24th & 25th. Only one board member can participate. More than one board member constitutes a meeting which would be open to the public and we must protect the examination. Ms. Waller suggested Mr. Cecil Groce since Mr. Groce was active in the development of the barber examination with PSI. We have had several instructors and school owners express concern about some of the process and procedures on the examination and at the September 17th board meeting some of the instructors and school owners plan to bring some students and come to the board to address these concerns. This is timely because the examination review with PSI is the following week. Ms. Waller advised all instructors and at all three of the seminars to send in writing to the board office any questions, concerns, changes or

suggestions they might have and they would be taken under consideration at examination review. If any of the board members have anything they will need to present it to Ms. Waller or Mr. Groce.

Consent orders totaled \$1,200.00.

Larry's Barber Shop
11884 Lebanon Road
Mt. Juliet, TN 37122

Violation issued April 4, 2007
Pd \$250.00 on 7-10-07

Craig's Crown
111 Spring Street
Johnson City, TN 37604

Violation issued May 2, 2007
Pd \$500.00 on 7-18-07

Stacey's Barber Shop
1214 South Roan Street
Harriman, TN 37748

Violation issued June 1, 2007
Pd \$250.00 on 7-30-07

Hair Visions
800 Tunnel Blvd.
Chattanooga, TN 37411

Violation issued April 5, 2007
Pd \$200.00 on 7-31-07

MOTION was made by Mr. Cecil Groce and seconded by Mr. Joe Jones to accept the consent orders. Motion carried unanimously.

A request for a new barber school was presented to the board. The schools name will be Nashville Barber and Styling Academy in Nashville, TN. Mr. Melvin Smith, Owner and Ms. Teresa Parker, Manager were present at the meeting. A floor plan, student applications and hours of operation were presented to the board. They would like to open the school by September 1st.

MOTION was made by Mr. Cecil Groce and seconded by Mr. Joe Jones to have Mr. Vernon Winfrey, Board Member and Ms. Barbara Hendrix, Inspector inspect the school. Motion was carried unanimously.

STAFF ATTORNEY REPORT

1. Case No.: L07-BAR-RBS-2007070941

Complainant states that he did not get his renewal notice and therefore should not have to pay the late renewal fee for his master barber license. He requests that a board member call him to discuss the matter. He renewed his license late in 2001 and 2005.

Recommendation: Dismiss

2. Case No.: L05-BAR-RBS-2005012311

Violation states that Respondent was operating an unlicensed barber shop. Respondent was told to close his shop and he has. He has not submitted a shop license application because the building was shut down by the Department of Health.

Recommendation: Close with Letter of Warning

3. Case No.: L06-BAR-RBS-2006034461

4. Case No.: L06-BAR-RBS-2006026841

5. Case No.: L07-BAR-RBS-2007065401

June 29, 2006 and August 29, 2006 Notices of Violation provides that the inspector found Respondent operating a barber shop with an expired shop license. The shop license has been renewed and is current. June 8, 2007 Notice of Violation provides that shop owner was working with an expired master barber license and did not have the shop license or current inspection posted. The shop received a grade of 96 for sanitation.

Recommendation: Formal Hearing; \$750 civil penalty

6. Case No.: L06-BAR-RBS-2006016471

Respondent, a barber shop owner, was indicted on three counts of statutory rape and entered to a plea agreement granting pre-trial diversion under several conditions. Respondent failed to meet those conditions, namely completion of community service and failure to report an arrest for writing a bad check. The case was returned and the judge ordered the diversion continue with an increased number of community service hours and an additional period of supervision not to exceed two (2) years.

Recommendation: close with no action

Ms. Kathryn Wiseman, Staff Attorney stated she has several complaints on a school that all similar. Ms. Wiseman asked the board if they would like to have an Informal Conference or send the school a lengthy letter of warning.

Mr. Cecil Groce stated he would like to bring them before the board so the board members could discuss with the school how serious the board is concerning the complaints.

MOTION was made by Mr. Joe Jones and seconded by Mr. Cecil Groce to accept the recommendations. Motion carried unanimously.

OTHER BUSINESS

Mr. Joe Jones thanked Mr. JaSanto Williams for conducting the board meeting today.

MOTION was made by Mr. Joe Jones and seconded by Mr. Cecil Groce to adjourn the meeting. Motion carried unanimously.